

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF MICHIGAN**

In re: JEWELL, ROBERT LLOYD  
JEWELL, CAROL ANN

§ Case No. 10-07009-HT  
§  
§  
§

Debtor(s)

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**TRUSTEE'S FINAL REPORT (TFR)**

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under Chapter 7 of the United States Bankruptcy Code was filed on June 01, 2010. The undersigned trustee was appointed on June 01, 2010.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.
4. The trustee realized the gross receipts of \$ 81,020.79

Funds were disbursed in the following amounts:

Payments made under an interim distribution	<u>0.00</u>
Administrative expenses	<u>41,784.59</u>
Bank service fees	<u>244.37</u>
Other payments to creditors	<u>0.00</u>
Non-estate funds paid to 3rd Parties	<u>0.00</u>
Exemptions paid to the debtor	<u>0.00</u>
Other payments to the debtor	<u>0.00</u>
Leaving a balance on hand of <sup>1</sup>	<u>\$ 38,991.83</u>

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

6. The deadline for filing non-governmental claims in this case was 10/30/2012 and the deadline for filing governmental claims was / / . All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$6,204.66. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests the sum of \$6,204.66, for a total compensation of \$6,204.66.<sup>2</sup>In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$27.96, for total expenses of \$27.96.<sup>2</sup>

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 06/07/2013 By: /s/JAMES W. BOYD

Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

<sup>2</sup>If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D)

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 10-07009-HT

Trustee: (420190) JAMES W. BOYD

Case Name: JEWELL, ROBERT LLOYD  
JEWELL, CAROL ANN

Filed (f) or Converted (c): 06/01/10 (f)

§341(a) Meeting Date: 07/02/10

Period Ending: 06/07/13

Claims Bar Date: 10/30/12

1 Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property <u>Abandoned</u> OA=\$554(a)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1 Location: 9374 Pine Circle Drive, NW, Rapid 4967 Orig. Asset Memo: Imported from original petition Doc# 1	125,000.00	11,000.00		0.00	FA
2 Cash Orig. Asset Memo: Imported from original petition Doc# 1	100.00	0.00		0.00	FA
3 Checking Orig. Asset Memo: Imported from original petition Doc# 1	100.00	0.00		0.00	FA
4 Household goods Orig. Asset Memo: Imported from original petition Doc# 1	2,500.00	0.00		0.00	FA
5 Clothing Orig. Asset Memo: Imported from original petition Doc# 1	250.00	0.00		0.00	FA
6 High Point 380 pistol Orig. Asset Memo: Imported from original petition Doc# 1	350.00	0.00		0.00	FA
7 2006 Pontiac Grand Prix Orig. Asset Memo: Imported from original petition Doc# 1	9,000.00	0.00		0.00	FA
8 Carpentry tools Orig. Asset Memo: Imported from original petition Doc# 1	1,000.00	0.00		0.00	FA
9 AVANDIA LAWSUIT (u)	81,000.00	81,000.00		81,020.79	FA
<b>9 Assets Totals (Excluding unknown values)</b>	<b>\$219,300.00</b>	<b>\$92,000.00</b>		<b>\$81,020.79</b>	<b>\$0.00</b>

**Major Activities Affecting Case Closing:**

05/31/13: CNR for fees filed. Awaiting order for fees then can close (tab)  
 04/26/13: Application for Fees filed (tab)  
 03/22/13: CNRs filed. Awaiting orders (tab)  
 02/22/13: Awaiting 3/8/13 to file CNR for Special Counsel and Fees (tab)  
 01/17/13: W9 sent to Special Counsel. Awaiting settlement check (tab)  
 01/02/13: Email to Special Counsel with Orders and requesting funds (tab)

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 10-07009-HT

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Case Name: JEWELL, ROBERT LLOYD  
JEWELL, CAROL ANN

Filed (f) or Converted (c): 06/01/10 (f)

\$341(a) Meeting Date: 07/02/10

Period Ending: 06/07/13

Claims Bar Date: 10/30/12

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=\$554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					

12/21/12: Certificate of No Objection re Special Counsel filed. (tab)

11/6/12: Settlement approved. Awaiting entry of Order Approving Special Counsel and funds and then case will be ready to close (tab)

10/03/12: Motion for Settlement filed (tab)

08/07/12: Awaiting Claims Bar Date 10/30/12 to discuss with attorney Patrick Fragel. (tab)

06/15/12: Non disclosed class action lawsuit re Avandia. Debtor is to receive \$81,000.

08/12/10 sent Dunlap letter to attny (dk)

Initial Projected Date Of Final Report (TFR): October 30, 2012

Current Projected Date Of Final Report (TFR): June 4, 2013 (Actual)

## Form 2

### Cash Receipts And Disbursements Record

**Case Number:** 10-07009-HT  
**Case Name:** JEWELL, ROBERT LLOYD  
 JEWELL, CAROL ANN  
**Taxpayer ID #:** \*\*-\*\*\*6103  
**Period Ending:** 06/07/13

**Trustee:** JAMES W. BOYD (420190)  
**Bank Name:** Rabobank, N.A.  
**Account:** \*\*\*\*775066 - Checking Account  
**Blanket Bond:** \$0.00 (per case limit)  
**Separate Bond:** N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
01/28/13		Matthews & Associates	SETTLEMENT PAYMENT		40,838.05		40,838.05
	{9}	MATTHEW & ASSOCIATES	GROSS PROCEEDS 81,020.79 GLAXO SMITH LITIGATION	1249-000			40,838.05
		MATTHEWS & ASSOCIATES	COMBINED ATTY FEES -32,408.32	3210-000			40,838.05
		MATTHEWS & ASSOCIATES	COMBINED ATTORNEY -7,774.42 EXPENSES	3220-000			40,838.05
01/31/13		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		10.00	40,828.05
02/28/13		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		54.81	40,773.24
03/29/13		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		56.68	40,716.56
04/30/13		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		62.46	40,654.10
05/31/13		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		60.42	40,593.68
06/04/13	101	KUHN, DARLING, BOYD & QUANDT PLC	FEES PER ORDER OF 6/2/13	3110-000		1,550.00	39,043.68
06/04/13	102	KUHN, DARLING, BOYD & QUANDT PLC	EXPENSES PER ORDER OF 6/2/13	3120-000		51.85	38,991.83

<b>ACCOUNT TOTALS</b>	<b>40,838.05</b>	<b>1,846.22</b>	<b>\$38,991.83</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>40,838.05</b>	<b>1,846.22</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$40,838.05</b>	<b>\$1,846.22</b>	

Net Receipts :	40,838.05
Plus Gross Adjustments :	40,182.74
Net Estate :	\$81,020.79

	Net Receipts	Net Disbursements	Account Balances
<b>TOTAL - ALL ACCOUNTS</b>			
Checking # ****775066	40,838.05	1,846.22	38,991.83
	<b>\$40,838.05</b>	<b>\$1,846.22</b>	<b>\$38,991.83</b>

# **EXHIBIT C** **ANALYSIS OF CLAIMS REGISTER**

**Claims Bar Date:** October 30, 2012

**Case Number:** 10-07009-HT  
**Debtor Name:** JEWELL, ROBERT LLOYD

Page: 1

**Date:** June 7, 2013  
**Time:** 12:59:11 PM

Claim #	Creditor Name & Address	Claim Type	Claim Ref. No. / Notes	Amount Allowed	Paid to Date	Claim Balance
200	JAMES W. BOYD TRUSTEE IN BANKRUPTCY 412 S. UNION ST. TRAVERSE CITY, MI 49684	Admin Ch. 7	[Updated by Surplus to Debtor Report based on Net Estate Value: 59093.24]	\$6,204.66	\$0.00	6,204.66
200	JAMES W. BOYD TRUSTEE IN BANKRUPTCY 412 S. UNION ST. TRAVERSE CITY, MI 49684	Admin Ch. 7		\$27.96	\$0.00	27.96
ADM 200	UNITED STATES BANKRUPTCY COURT One Division Ave. NW Room 200 GRAND RAPIDS, MI 49501	Admin Ch. 7		\$260.00	\$0.00	260.00
ADM 200	KUHN, DARLING, BOYD & QUANDT PLC 412 S. UNION ST. TRAVERSE CITY, MI 49684	Admin Ch. 7		\$1,550.00	\$1,550.00	0.00
ADM 200	KUHN, DARLING, BOYD & QUANDT PLC 412 S. UNION ST. TRAVERSE CITY, MI 49684	Admin Ch. 7		\$51.85	\$51.85	0.00
1 610	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$2,237.94	\$0.00	2,237.94
2 610	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$2,627.43	\$0.00	2,627.43
3 610	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$906.65	\$0.00	906.65
4 610	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$1,717.82	\$0.00	1,717.82
5 610	Midland Funding LLC Authorized Agent Recoser LLC 25 SE 2nd Avenue Suite 1120 Miami, FL 33131-1605	Unsecured	Original claimant Capital Recovery III LLC	\$1,375.05	\$0.00	1,375.05
6 610	Capital One, N.A. c/o Bass & Associates, P.C. 3936 E. Ft. Lowell Road, Suite #200 Tucson, AZ 85712	Unsecured		\$1,593.00	\$0.00	1,593.00
11 640	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$24.35	\$0.00	24.35
21 640	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$28.58	\$0.00	28.58

# **EXHIBIT C** **ANALYSIS OF CLAIMS REGISTER**

**Claims Bar Date:** October 30, 2012

**Case Number:** 10-07009-HT  
**Debtor Name:** JEWELL, ROBERT LLOYD

Page: 2

**Date:** June 7, 2013  
**Time:** 12:59:11 PM

Claim #	Creditor Name & Address	Claim Type	Claim Ref. No. / Notes	Amount Allowed	Paid to Date	Claim Balance
31 640	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$9.86	\$0.00	9.86
41 640	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$18.69	\$0.00	18.69
51 640	Midland Funding LLC Authorized Agent Recoser LLC 25 SE 2nd Avenue Suite 1120 Miami, FL 33131-1605	Unsecured		\$14.96	\$0.00	14.96
61 640	Capital One, N.A. c/o Bass & Associates, P.C. 3936 E. Ft. Lowell Road, Suite #200 Tucson, AZ 85712	Unsecured		\$17.33	\$0.00	17.33
SURPLUS 650	JEWELL, ROBERT LLOYD c/o Attorney Patrick Fragel 830 Front, Suite 223 Traverse City, MI 49684	Unsecured		\$21,927.55	\$0.00	21,927.55
<< Totals >>				40,593.68	1,601.85	38,991.83

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 10-07009-HT

Case Name: JEWELL, ROBERT LLOYD

Trustee Name: JAMES W. BOYD

**Balance on hand:** \$ 38,991.83

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None					

Total to be paid to secured creditors: \$ 0.00Remaining balance: \$ 38,991.83

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - JAMES W. BOYD	6,204.66	0.00	6,204.66
Trustee, Expenses - JAMES W. BOYD	27.96	0.00	27.96
Attorney for Trustee, Fees - KUHN, DARLING, BOYD & QUANDT PLC	1,550.00	1,550.00	0.00
Attorney for Trustee, Expenses - KUHN, DARLING, BOYD & QUANDT PLC	51.85	51.85	0.00
Charges, U.S. Bankruptcy Court	260.00	0.00	260.00

Total to be paid for chapter 7 administration expenses: \$ 6,492.62Remaining balance: \$ 32,499.21

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00Remaining balance: \$ 32,499.21

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for priority claims: \$ 0.00

Remaining balance: \$ 32,499.21

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 10,457.89 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 100.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	Capital One Bank (USA), N.A.	2,237.94	0.00	2,237.94
2	Capital One Bank (USA), N.A.	2,627.43	0.00	2,627.43
3	Capital One Bank (USA), N.A.	906.65	0.00	906.65
4	Capital One Bank (USA), N.A.	1,717.82	0.00	1,717.82
5	Midland Funding LLC	1,375.05	0.00	1,375.05
6	Capital One, N.A.	1,593.00	0.00	1,593.00

Total to be paid for timely general unsecured claims: \$ 10,457.89

Remaining balance: \$ 22,041.32

Tardily filed claims of general (unsecured) creditors totaling \$ 0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for tardy general unsecured claims: \$ 0.00

Remaining balance: \$ 22,041.32

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims: \$ 0.00

Remaining balance: \$ 22,041.32

To the extent funds remain after payment in full of all allowed claims, interest will be paid at the legal rate of 0.4% pursuant to 11 U.S.C. § 726(a)(5). Funds available for interest are \$113.77. The amounts proposed for payment to each claimant, listed above, shall be increased to include the applicable interest.

The amount of surplus returned to the debtor after payment of all claims and interest is \$21,927.55.